

04/10/01

04-11-01

A

PTO/SB/05 (11-00)

Approved for use through 10/31/2002 OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Please type a plus sign (+) inside this box → ☐

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. NJW-1
First Inventor Nancy J. Woolf
Title "PROCESS FOR TREATING DISEASE"
Express Mail Label No. EL 741589965 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- ☒ Applicant claims small entity status.
See 37 CFR 1.27.
- ☒ Specification [Total Pages 29]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
- Oath or Declaration [Total Pages]
 - ☒ Newly executed (original or copy)
 - ☐ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)
- ☐ Application Data Sheet. See 37 CFR 1.76

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - ☐ Computer Readable Form (CRF)
 - Specification Sequence Listing on:
 - ☐ CD-ROM or CD-R (2 copies); or
 - ☐ paper
 - ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement of Power of Attorney (when there is an assignee)
- ☐ English Translation Document (if applicable)
- ☐ Information Disclosure Statement (IDS)/PTO-1449
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
- ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
- ☒ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- ☒ Other: See Attachment...

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. /

Prior application information Examiner Group Art Unit

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the continuing or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion of the disclosure is intentionally omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 271537
(Insert Customer Number or Bar Code Label here) or ☐ Correspondence address below

Name			
Address			
City	State	Zip Code	
Country	Telephone	Fax	

Name (Print/Type)	Howard J. Greenwald	Registration No. (Attorney/Agent)	24,247
Signature		Date	4/10/01

Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

Attorney Docket No.: NJW-1
First Inventor: Nancy J. Woolf
Title: "PROCESS FOR TREATING DISEASE"
Express Mail Label No.: EL 741589965 US

UTILITY PATENT APPLICATION TRANSMITTAL (PTO/SB/05)

17. Other Accompanying Application Parts (Cont'd):

Utility Patent Application Transmittal

Certificate of Express Mailing

Check

17. Other Accompanying Application Parts (Cont'd):

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

EXPRESS MAIL MAILING LABEL NUMBER: **EL 741589965 US**

DATE OF THE DEPOSIT: 4/10/01

I hereby certify that the application identified herein as:

"PROCESS FOR TREATING DISEASE"

including the following documents:

Specification (29 Pages):

Drawings (2 Pages):

Utility XXX Design _____ Provisional _____ Patent Application:

Declaration

Fee Transmittal Form

Utility Patent Application Transmittal

Certificate of Express Mailing

Request and Certification Form

Return Postcard

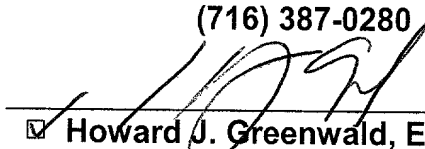
Check 2245 for \$ 355.00.

is being deposited with the United States Postal Service, using "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, on the date indicated above, and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

PERSON MAILING THE APPLICATION:

**349 West Commercial Street
Suite 2490
East Rochester, New York 14445
(716) 387-0280**

SIGNATURE OF MAILER:

- 
☒ **Howard J. Greenwald, Esq. (Reg. No. 24,247)**
☐ **Duane C. Basch, Esq. (Reg. No. 34,545)**
☐ **Suzanne T. Stockman**
☐ **Lora A. Reynard**
☐ **Other: _____**

<h1 style="margin: 0;">FEE TRANSMITTAL</h1> <h2 style="margin: 0;">for FY 2000</h2> <p style="font-size: small; margin: 0;">Patent fees are subject to annual revision Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12 See 37 C.F.R. §§ 1.27 and 1.28</p>		Complete if Known	
TOTAL AMOUNT OF PAYMENT (\$355.00)		Application Number	
		Filing Date	
		First Named Inventor Nancy J. Woolf	
		Examiner Name	
		Group / Art Unit	
		Attorney Docket No NJW-1	

<p>METHOD OF PAYMENT (check one)</p> <p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to.</p> <p>Deposit Account Number: 50-1706</p> <p>Deposit Account Name: Greenwald & Basch LLP</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p style="margin-left: 20px;"><input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p> <p style="text-align: center;">FEE CALCULATION</p> <p>1. BASIC FILING FEE</p> <table style="width: 100%; font-size: x-small;"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>101 690</td> <td>201 345</td> <td>Utility filing fee</td> <td>355.00</td> </tr> <tr> <td>106 310</td> <td>206 155</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>107 480</td> <td>207 240</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>108 690</td> <td>208 345</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>114 150</td> <td>214 75</td> <td>Provisional filing fee</td> <td></td> </tr> <tr> <td colspan="3">SUBTOTAL (1)</td> <td>(\$ 355.00)</td> </tr> </tbody> </table> <p>2. EXTRA CLAIM FEES</p> <table style="width: 100%; font-size: x-small;"> <thead> <tr> <th>Total Claims</th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Independent Claims</td> <td>-20** =</td> <td>X</td> <td>= 0</td> </tr> <tr> <td>Multiple Dependent</td> <td>-3** =</td> <td>X</td> <td>= 0</td> </tr> </tbody> </table> <p><small>**or number previously paid, if greater, For Reissues, see below</small></p> <table style="width: 100%; font-size: x-small;"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>103 18</td> <td>203 9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>102 78</td> <td>202 39</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>104 260</td> <td>204 130</td> <td>Multiple dependent claim, if not paid</td> <td></td> </tr> <tr> <td>109 78</td> <td>209 39</td> <td>** Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>110 18</td> <td>210 9</td> <td>** Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> <tr> <td colspan="3">SUBTOTAL (2)</td> <td>(\$ 0.00)</td> </tr> </tbody> </table>	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	101 690	201 345	Utility filing fee	355.00	106 310	206 155	Design filing fee		107 480	207 240	Plant filing fee		108 690	208 345	Reissue filing fee		114 150	214 75	Provisional filing fee		SUBTOTAL (1)			(\$ 355.00)	Total Claims	Extra Claims	Fee from below	Fee Paid	Independent Claims	-20** =	X	= 0	Multiple Dependent	-3** =	X	= 0	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	103 18	203 9	Claims in excess of 20		102 78	202 39	Independent claims in excess of 3		104 260	204 130	Multiple dependent claim, if not paid		109 78	209 39	** Reissue independent claims over original patent		110 18	210 9	** Reissue claims in excess of 20 and over original patent		SUBTOTAL (2)			(\$ 0.00)	<p>3. ADDITIONAL FEES</p> <table style="width: 100%; font-size: x-small;"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>105 130</td> <td>205 65</td> <td>Surcharge - late filing fee or oath</td> <td>0.00</td> </tr> <tr> <td>127 50</td> <td>227 25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td>0.00</td> </tr> <tr> <td>139 130</td> <td>139 130</td> <td>Non-English specification</td> <td>0.00</td> </tr> <tr> <td>147 2,520</td> <td>147 2,520</td> <td>For filing a request for reexamination</td> <td>0.00</td> </tr> <tr> <td>112 920*</td> <td>112 920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td>0.00</td> </tr> <tr> <td>113 1,840*</td> <td>113 1,840*</td> <td>Requesting publication of SIR after Examiner action</td> <td>0.00</td> </tr> <tr> <td>115 110</td> <td>215 55</td> <td>Extension for reply within first month</td> <td>0.00</td> </tr> <tr> <td>116 380</td> <td>216 190</td> <td>Extension for reply within second month</td> <td>0.00</td> </tr> <tr> <td>117 870</td> <td>217 435</td> <td>Extension for reply within third month</td> <td>0.00</td> </tr> <tr> <td>118 1,360</td> <td>218 680</td> <td>Extension for reply within fourth month</td> <td>0.00</td> </tr> <tr> <td>128 1,850</td> <td>228 925</td> <td>Extension for reply within fifth month</td> <td>0.00</td> </tr> <tr> <td>119 300</td> <td>219 150</td> <td>Notice of Appeal</td> <td>0.00</td> </tr> <tr> <td>120 300</td> <td>220 150</td> <td>Filing a brief in support of an appeal</td> <td>0.00</td> </tr> <tr> <td>121 260</td> <td>221 130</td> <td>Request for oral hearing</td> <td>0.00</td> </tr> <tr> <td>138 1,510</td> <td>138 1,510</td> <td>Petition to institute a public use proceeding</td> <td>0.00</td> </tr> <tr> <td>140 110</td> <td>240 55</td> <td>Petition to revive - unavoidable</td> <td>0.00</td> </tr> <tr> <td>141 1,210</td> <td>241 605</td> <td>Petition to revive - unintentional</td> <td>0.00</td> </tr> <tr> <td>142 1,210</td> <td>242 605</td> <td>Utility issue fee (or reissue)</td> <td>0.00</td> </tr> <tr> <td>143 430</td> <td>243 215</td> <td>Design issue fee</td> <td>0.00</td> </tr> <tr> <td>144 580</td> <td>244 290</td> <td>Plant issue fee</td> <td>0.00</td> </tr> <tr> <td>122 130</td> <td>122 130</td> <td>Petitions to the Commissioner</td> <td>0.00</td> </tr> <tr> <td>123 50</td> <td>123 50</td> <td>Petitions related to provisional applications</td> <td>0.00</td> </tr> <tr> <td>126 240</td> <td>126 240</td> <td>Submission of Information Disclosure Stmt</td> <td>0.00</td> </tr> <tr> <td>581 40</td> <td>581 40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td>0.00</td> </tr> <tr> <td>146 690</td> <td>246 345</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td>0.00</td> </tr> <tr> <td>149 690</td> <td>249 345</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td>0.00</td> </tr> <tr> <td colspan="3">Other fee (specify) _____</td> <td>0.00</td> </tr> <tr> <td colspan="3">Other fee (specify) _____</td> <td>0.00</td> </tr> <tr> <td colspan="3">SUBTOTAL (3)</td> <td>(\$ 0.00)</td> </tr> </tbody> </table> <p><small>*Reduced by Basic Filing Fee Paid</small></p>	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105 130	205 65	Surcharge - late filing fee or oath	0.00	127 50	227 25	Surcharge - late provisional filing fee or cover sheet	0.00	139 130	139 130	Non-English specification	0.00	147 2,520	147 2,520	For filing a request for reexamination	0.00	112 920*	112 920*	Requesting publication of SIR prior to Examiner action	0.00	113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	0.00	115 110	215 55	Extension for reply within first month	0.00	116 380	216 190	Extension for reply within second month	0.00	117 870	217 435	Extension for reply within third month	0.00	118 1,360	218 680	Extension for reply within fourth month	0.00	128 1,850	228 925	Extension for reply within fifth month	0.00	119 300	219 150	Notice of Appeal	0.00	120 300	220 150	Filing a brief in support of an appeal	0.00	121 260	221 130	Request for oral hearing	0.00	138 1,510	138 1,510	Petition to institute a public use proceeding	0.00	140 110	240 55	Petition to revive - unavoidable	0.00	141 1,210	241 605	Petition to revive - unintentional	0.00	142 1,210	242 605	Utility issue fee (or reissue)	0.00	143 430	243 215	Design issue fee	0.00	144 580	244 290	Plant issue fee	0.00	122 130	122 130	Petitions to the Commissioner	0.00	123 50	123 50	Petitions related to provisional applications	0.00	126 240	126 240	Submission of Information Disclosure Stmt	0.00	581 40	581 40	Recording each patent assignment per property (times number of properties)	0.00	146 690	246 345	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00	149 690	249 345	For each additional invention to be examined (37 CFR § 1.129(b))	0.00	Other fee (specify) _____			0.00	Other fee (specify) _____			0.00	SUBTOTAL (3)			(\$ 0.00)
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																																																																										
101 690	201 345	Utility filing fee	355.00																																																																																																																																																																																										
106 310	206 155	Design filing fee																																																																																																																																																																																											
107 480	207 240	Plant filing fee																																																																																																																																																																																											
108 690	208 345	Reissue filing fee																																																																																																																																																																																											
114 150	214 75	Provisional filing fee																																																																																																																																																																																											
SUBTOTAL (1)			(\$ 355.00)																																																																																																																																																																																										
Total Claims	Extra Claims	Fee from below	Fee Paid																																																																																																																																																																																										
Independent Claims	-20** =	X	= 0																																																																																																																																																																																										
Multiple Dependent	-3** =	X	= 0																																																																																																																																																																																										
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																																																																										
103 18	203 9	Claims in excess of 20																																																																																																																																																																																											
102 78	202 39	Independent claims in excess of 3																																																																																																																																																																																											
104 260	204 130	Multiple dependent claim, if not paid																																																																																																																																																																																											
109 78	209 39	** Reissue independent claims over original patent																																																																																																																																																																																											
110 18	210 9	** Reissue claims in excess of 20 and over original patent																																																																																																																																																																																											
SUBTOTAL (2)			(\$ 0.00)																																																																																																																																																																																										
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																																																																										
105 130	205 65	Surcharge - late filing fee or oath	0.00																																																																																																																																																																																										
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	0.00																																																																																																																																																																																										
139 130	139 130	Non-English specification	0.00																																																																																																																																																																																										
147 2,520	147 2,520	For filing a request for reexamination	0.00																																																																																																																																																																																										
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	0.00																																																																																																																																																																																										
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	0.00																																																																																																																																																																																										
115 110	215 55	Extension for reply within first month	0.00																																																																																																																																																																																										
116 380	216 190	Extension for reply within second month	0.00																																																																																																																																																																																										
117 870	217 435	Extension for reply within third month	0.00																																																																																																																																																																																										
118 1,360	218 680	Extension for reply within fourth month	0.00																																																																																																																																																																																										
128 1,850	228 925	Extension for reply within fifth month	0.00																																																																																																																																																																																										
119 300	219 150	Notice of Appeal	0.00																																																																																																																																																																																										
120 300	220 150	Filing a brief in support of an appeal	0.00																																																																																																																																																																																										
121 260	221 130	Request for oral hearing	0.00																																																																																																																																																																																										
138 1,510	138 1,510	Petition to institute a public use proceeding	0.00																																																																																																																																																																																										
140 110	240 55	Petition to revive - unavoidable	0.00																																																																																																																																																																																										
141 1,210	241 605	Petition to revive - unintentional	0.00																																																																																																																																																																																										
142 1,210	242 605	Utility issue fee (or reissue)	0.00																																																																																																																																																																																										
143 430	243 215	Design issue fee	0.00																																																																																																																																																																																										
144 580	244 290	Plant issue fee	0.00																																																																																																																																																																																										
122 130	122 130	Petitions to the Commissioner	0.00																																																																																																																																																																																										
123 50	123 50	Petitions related to provisional applications	0.00																																																																																																																																																																																										
126 240	126 240	Submission of Information Disclosure Stmt	0.00																																																																																																																																																																																										
581 40	581 40	Recording each patent assignment per property (times number of properties)	0.00																																																																																																																																																																																										
146 690	246 345	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00																																																																																																																																																																																										
149 690	249 345	For each additional invention to be examined (37 CFR § 1.129(b))	0.00																																																																																																																																																																																										
Other fee (specify) _____			0.00																																																																																																																																																																																										
Other fee (specify) _____			0.00																																																																																																																																																																																										
SUBTOTAL (3)			(\$ 0.00)																																																																																																																																																																																										

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Howard I. Greenwald	Registration No. (Attorney/Agent)	24,247
Signature		Telephone	716-387-0280
		Date	4/8/01

WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Nancy J. Woolf

Title

"PROCESS FOR TREATING DISEASE"

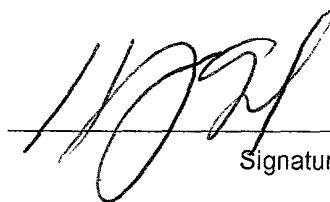
Atty Docket Number

NJW-1

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

4/8/01

Date



Signature

Howard J. Greenwald

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**